

# THE REPRESENTATION OF THE PEOPLE ACT

## ORDERS (under section 4)

The Polling Divisions and Boundaries Order, 1983

(Omitted)  
L.N. 81A/83  
10/84  
180A/84

[For subsequent Orders, please see The Guide to Subsidiary Legislation]

## REGULATIONS (under sections 11, 12, 64, 65, 67, 68, 104 (1)(a) and 104(1)(q))

The Representation of the People (Remuneration of Election Officers and Scrutineers) Regulations, 1984

L.N. 283/84  
212/85  
90C/87  
140E/87  
12/90  
27A/91  
12/93  
14A/93  
36A/94  
37A/95  
132/97  
118/2002  
171/2015

## REGULATIONS (under sections 33 and 104)

The Representation of the People (Substitute Ballot Paper) Regulations, 1980

L.N. 142/80

## REGULATIONS (under sections 37 and 104)

The Representation of the People (Prescribed Equipment) Regulations, 1980

L.N. 141/80

## REGULATIONS (under section 104)

The Representation of the People Regulations, 1944

G.N. 848/44  
L.N. 221/56  
35/62  
362/64  
381/70  
42A/80  
113A/80

L.N. 41/65  
34/68  
95/68  
162/75

The Representation of the People (Hours for Determining Claims and Objections) Regulations, 1965

L.N. 267/65  
408/69  
113A/80  
96/86

The Representation of the People (Official Lists) Regulations, 1965

*Note:*

*Reference may be made to Gordon House or the Record Office for the full list of boundaries as set out by virtue of section 67 of the Constitution. Vide L.N. 376/76 under section 67 of the Constitution.*

*First  
Schedule  
to Act*

Rules for preparation of official lists

*Second  
Schedule  
to Act*

Forms

*Third  
Schedule  
to Act*

Rules for Military voters

*Fourth  
Schedule  
to Act*

Rules for Police Special Constables voters

THE REPRESENTATION OF THE PEOPLE ACT

REGULATIONS

(under sections 11, 12, 64, 65, 67, 68, 104(1)(a) and 104(1) (g))

THE REPRESENTATION OF THE PEOPLE (REMUNERATION OF ELECTION  
OFFICERS AND SCRUTINEERS) REGULATIONS, 1984

(Made by the Minister on the 19th day of December, 1984)

L.N. 283 '84  
Amdts.  
L.N. 212/85  
90C/87  
140E/87  
12/90  
27A/91  
12/93  
14A/93  
36A/94  
37A/95  
132/97  
118/2002  
171/2015

1. These Regulations may be cited as the Representation of the People (Remuneration of Election Officers and Scrutineers) Regulations, 1984.

2. The officers specified in column 1 of the Schedule shall, in respect of the functions and duties specified in column 2, receive such remuneration and fees as are specified in column 3.

Schedule.

3.—(1) Every returning officer or assistant returning officer who is the owner of a motor vehicle shall be paid at the rate of twelve dollars for each kilometre necessarily travelled by him in the execution of his duty.

(2) Every returning officer or assistant returning officer who is not the owner of a motor vehicle shall be entitled to be refunded any sum necessarily expended by him on the hiring of a motor vehicle for the performance of his duties, so, however, that no refund shall be made under this regulation—

- (a) in respect of any payment in excess of the rate prescribed by the traffic authority for the class of vehicle used;
- (b) unless the returning officer or the assistant returning officer, as the case may be, produces to the Director of Elections vouchers in support of the amount in respect of which the refund is claimed.

4.—(1) Every enumerator shall be entitled to claim a sum necessarily expended by him for travel in the performance of his duties during the enumeration period, not exceeding—

*THE REPRESENTATION OF THE PEOPLE (REMUNERATION OF  
ELECTION OFFICERS AND SCRUTINEERS) REGULATIONS 1984*

- (a) in the case of travel in urban areas, five hundred dollars;
  - (b) in the case of travel in the rural areas, seven hundred dollars.
- (2) For the purposes of paragraph (1)—
- (a) urban areas comprise of the following areas—
    - (i) the parish of Kingston;
    - (ii) the parish of St. Andrew, excluding those areas of the parish which are within the constituencies known as St. Andrew West Rural and St. Andrew East Rural;
    - (iii) Spanish Town;
    - (iv) Portmore;
    - (v) Mandeville
    - (vi) May Pen; and
    - (vii) Montego Bay; and
  - (b) rural areas comprise the following areas—
    - (i) those areas of the parish of St. Andrew which are within the constituencies known as St. Andrew West Rural and St. Andrew East Rural; and
    - (ii) any other area in the Island which is not specified in sub-paragraph (a).

SCHEDULE

*Remuneration of Election Officers and Scrutineers*

<u>Column 1</u>	<u>Column 2</u>	<u>Column 3</u>
Returning Officers	Retaining fee	\$40,000.00 per month
	Enumeration	\$ 1,100.00 per polling division
	Re-defining of boundaries	\$ 1,000.00 per polling division
	Sittings	\$ 3,000.00 per day
	Supervising the distribution of identification cards	\$ 250.00 per polling division
	Supervising polling stations	\$ 2,500.00 per polling station

SCHEDULE, *cont'd.*

<u>Column 1</u>	<u>Column 2</u>	<u>Column 3</u>
Assistant Returning Officers	Retaining Fee	\$35,000.00 per month
	Enumeration	\$ 850.00 per polling division
	Re-defining of boundaries	\$ 850.00 per polling division
	Supervising polling stations	\$ 2,000.00 per polling station
Scrutineers	Verification of residence	\$ 400.00 per person verified
	Overseeing delivery of identification cards	\$ 150.00 per identification card delivered
Distributors	Delivering of identification cards	\$ 300.00 per identification card delivered
Presiding Officers	Duty on Election Day	\$ 8,000.00
	Payment for attending training	\$ 800.00
	Transport Allowance	\$ 800.00
	Meal Allowance	\$ 800.00
Specialist Presiding Officers	Duty on Election Day	\$10,000.00
	Payment for attending training	\$ 900.00
EVIBIS Presiding Officers	Duty on Election Day	\$12,000.00
	Payment for attending training	\$ 1,000.00
Poll Clerks	Duty on Election Day	\$ 6,500.00
	Payment for attending training	\$ 800.00
	Transport Allowance	\$ 800.00
	Meal Allowance	\$ 800.00
Specialist Poll Clerks	Duty on Election Day	\$ 8,000.00
	Payment for attending training	\$ 900.00
EVIBIS Poll Clerks	Duty on Election Day	\$ 9,000.00
	Payment for attending training	\$ 1,000.00
Election Day Supervisors	Duty day before Election	\$10,000.00
	Duty on Election Day	\$10,000.00
	Incentive Supervising Polling stations	\$ 1,500.00 per polling station

*THE REPRESENTATION OF THE PEOPLE (REMUNERATION OF  
ELECTION OFFICERS AND SCRUTINEERS) REGULATIONS, 1984*

SCHEDULE, *cont'd.*

*Remuneration of Election Officers and Scrutineers*

<u>Column 1</u>			<u>Column 2</u>	<u>Column 3</u>
Specialist Election Supervisors	Day		Communication Allowance	\$ 800.00
			Meal Allowance	\$ 800.00
			Duty day before Election	\$10,000.00
			Duty on Election Day	\$12,000.00
			Incentive Supervising Polling stations	\$ 1,800.00 per polling station
EVIBIS Election Supervisors	Day		Communication Allowance	\$ 1,000.00
			Duty day before Election	\$12,000.00
			Duty on Election Day	\$14,000.00
			Incentive Supervising Polling stations	\$ 2,000.00 per polling station
			Incentive to carry ballot box to returning officer	\$ 1,000.00
Election Day Couriers			Flat Incentive	\$ 9,000.00
			Delivery of Ballot box to Returning Officer	\$ 800.00 per ballot box
Polling Station Security Assistants (PSSA)			Duty on Election Day	\$ 5,000.00
			Attendance training classes	\$ 600.00 per class
			Meal Allowance	\$ 600.00
Indoor Agents of Candidates			Duty on Election Day	\$ 4,000.00
Polling Station Rental				\$ 3,000.00 for polling station without furniture
				\$ 3,500.00 for polling station with furniture
Polling Station Cleaning				\$ 800.00 per polling station, before election
				\$ 800.00 per polling station, after election
Handymen				\$ 3,500.00 per day
Temporary Clerks			Duty on Election Day	\$ 4,000.00 per day

**THE REPRESENTATION OF THE PEOPLE ACT**

**REGULATIONS**  
(under sections 33 and 104)

**THE REPRESENTATION OF THE PEOPLE (SUBSTITUTE BALLOT PAPER)  
REGULATIONS, 1980**

*(Made by the Minister on the 10th day of October, 1980)*

L.N. 142/80

1. These Regulations may be cited as the Representation of the People (Substitute Ballot Paper) Regulations, 1980.

2. The substitute ballot paper shall have the following distinctive features—

- (a) it shall be yellow in colour;
- (b) the words "Substitute Ballot Paper" shall be printed on it;  
and
- (c) it shall not bear a polling division number.

3. Subject to the provisions of regulation 2, the substitute ballot paper shall in all other respects comply with the requirements of section 33 of the Act.

THE REPRESENTATION OF THE PEOPLE ACT

REGULATIONS  
(under sections 37 and 104)

THE REPRESENTATION OF THE PEOPLE (PRESCRIBED EQUIPMENT)  
REGULATIONS, 1980

(Made by the Minister on the 10th day of October, 1980)

L.N. 141/80

1. These Regulations may be cited as the Representation of the People (Prescribed Equipment) Regulations, 1980. Short title.

2. For the purposes of these Regulations and section 37 of the Act, the prescribed equipment shall be a lamp operated with an ultra-violet tube and batteries to produce an ultra-violet light capable of revealing a component in electoral ink whether or not that component is visible when viewed otherwise. Prescribed equipment.

3. The presiding officer shall, prior to delivering any ballot paper to any elector, require the elector, for the purpose of detecting any mark of electoral ink on the appropriate digit, to place his hand within the light produced by the ultra-violet lamp. Elector required to place hands under the ultra-violet light.

4. If the prescribed equipment fails to function or is illegally removed from the polling station, or is for any reason not available for use, the presiding officer shall, prior to delivering any ballot paper to the elector, first require the elector— Elector to take oath where prescribed equipment not available.

(a) to take an oath in the form set out as Form 1 in the Schedule; Schedule. Form 1.  
and

(b) to be thumbprinted or, as the case may require, to be fingerprinted, in accordance with section 37 of the Act.

5. Where the appropriate digit or any other digit which an elector may be required to immerse in electoral ink is concealed or covered with any bandage or other material, the presiding officer shall, prior Elector to take oath when digit is concealed.



THE REPRESENTATION OF THE PEOPLE (PRESCRIBED EQUIPMENT)  
REGULATIONS, 1980

Schedule,  
Form 2.

to delivering to the elector any ballot paper, require the elector—

- (a) to take an oath in the form set out as Form 2 in the Schedule;  
and
- (b) to be thumbprinted or, as the case may require, to be finger-  
printed, in accordance with section 37 of the Act.

SCHEDULE

FORM NO. 1

(Regulation 4)

THE REPRESENTATION OF THE PEOPLE ACT

*Oath of elector where prescribed equipment is not used*

I, .....  
(Name as on official list of electors)

of.....  
(Address as on official list of electors)

do swear\*/solemnly affirm\* that I have not previously voted in this election.

.....  
Signature

\*Sworn before me this

day of . 19

\*Affirmed

Fingerprint of elector

Right Thumb	Other

.....  
Presiding Officer for  
polling division No. of the  
constituency of

Notes:

- 1. \*Strike out what does not apply.

**THE REPRESENTATION OF THE PEOPLE (PRESCRIBED EQUIPMENT)  
REGULATIONS, 1980**

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*SCHEDULE, contd.*

2. The elector shall, except where he has no finger on either hand, make in the space provided one or more impressions in ink—

- (i) with his right thumb; or
- (ii) with his left thumb should he not have a right thumb; or
- (iii) with any other finger indicated by the presiding officer, should the elector not have any thumb.

FORM NO. 2

(Regulation 5)

**THE REPRESENTATION OF THE PEOPLE ACT**

*Oath of injured elector*

I, .....  
(Name as on official list of electors)

of.....  
(Address as on official list of electors)

do swear\*/solemnly affirm\* that I suffer from injury to the appropriate digit or other digit required to be immersed in electoral ink and that I have not previously voted in this election.

.....  
**Signature**

\*Sworn before me this                      day of                      , 19

\*Affirmed

**Fingerprint of elector**

Right Thumb	Other

.....  
Presiding Officer for  
polling division No.              of the  
constituency of

**Notes:**

1. \*Strike out what does not apply.

*THE REPRESENTATION OF THE PEOPLE (PRESCRIBED EQUIPMENT)  
REGULATIONS, 1980*

*SCHEDULE, contd.*

2. The elector shall, except where he has no finger on either hand, make in the space provided one or more impressions in ink—

- (i) with his right thumb; or
- (ii) with his left thumb should he not have a right thumb; or
- (iii) with any other finger indicated by the presiding officer, should the elector not have any thumb.

THE REPRESENTATION OF THE PEOPLE ACT

REGULATIONS  
(under section 104)

THE REPRESENTATION OF THE PEOPLE REGULATIONS, 1944

(Made by the Governor in Privy Council on the 17th  
day of November, 1944)

G.N. 848/44  
Amd: 221/56  
L.N. 35/62  
362/64  
381/70  
42A/80  
113A/80

1. These Regulations may be cited as the Representation of the People Regulations, 1944.

2. Every returning officer shall—

- (a) receive and check supplies to be used for the taking of a poll and secure the necessary number of ballot boxes to be used in each polling station;
- (b) on receipt of the writ, issue the election notice, and make final selections of polling stations, presiding officers and poll clerks;
- (c) receive the nomination of candidates together with the requisite deposits and undertake any duties in connection with the nomination as directed by the Chief Electoral Officer;
- (d) make all arrangements for, and supervise, the taking of the poll on election day, and have collected immediately after the close of poll ballot boxes and the preliminary statements of the poll;
- (e) prepare a preliminary compilation of the votes polled, and communicate the result as soon as it is available to the Chief Electoral Officer;
- (f) make a final count of the votes on the day fixed for that purpose by checking all envelopes containing ballots cast for candidates or which have been rejected by the presiding officer;
- (g) check and certify accounts for the election clerk, presiding officers, poll clerks, messengers, custodians or any other officers appointed to serve in the constituency for election purposes;

- (h) if there is a recount, attend as demanded by the Resident Magistrate with any or all of the papers as directed by the Resident Magistrate;
- (i) endorse the return to the writ and forward it to the Chief Electoral Officer with other papers and accounts;
- (j) receive returns of candidates' expenses and publish a summary of such return in a daily paper;
- (k) perform such other duties as the Chief Electoral Officer may direct.

**3. The returning officer shall make a report to the Chief Electoral Officer setting out—**

- (a) the day on which the writ was received and endorsed;
- (b) the day on which the election notice was sent to all post-masters;
- (c) the number of polling stations established in his constituency;
- (d) the number of sub-revisal districts and the places at which the revision of the preliminary lists were held;
- (e) the nomination papers which were received and the nominations which were rejected together with the cause for their rejection;
- (f) the condition and number of ballot boxes and keys which were received;
- (g) the number of ballot papers received;
- (h) any amendments which were necessary in the Notice of Grant of Poll as published after nomination day and the cause thereof;
- (i) a list of the oaths of all persons in whose custody the ballot boxes remain between the close of the poll and the final count of votes other than the presiding officer, election clerk and the returning officer;
- (j) the day or days on which the final count of the votes was made;
- (k) the day on which the declaration of the candidate elected was made;
- (l) the name of the police officer in whose custody the ballot boxes were deposited;

- (m) the condition in which the ballot boxes were found when the final count of the votes took place, and indicating on the recapitulation sheet the state and condition of the papers in the various envelopes in each ballot box;
- (n) any matters of particular significance or intent relating to the polling and the counting of the votes.

4.—(1) Subject to the provisions of paragraph (2), every employer shall permit each of his employees to be absent from his work on polling day for three hours in addition to the normal meal hour.

(2) The provisions of paragraph (1) shall not apply to any employee whose work on polling day commences at or after 10.00 a.m. or concludes before or at 2.00 p.m.

5.—(1) There shall be printed upon every ballot paper, opposite to the name of each candidate printed thereon, one or other of the symbols set out in the Schedule.

Schedule.

(2) The symbol to be printed opposite to the name of each candidate shall be the symbol allocated to that candidate by the Chief Electoral Officer in manner following, that is to say as soon as practicable after the issue of an election notice under section 22 of the Act and before nomination day every prospective candidate in each constituency shall forward to the Chief Electoral Officer a written application that he be allocated one of three of the prescribed symbols which he shall specify in the application in the order of his preference, and the Chief Electoral Officer shall, upon the nomination of the prospective candidate as a candidate and subject to the provisions of paragraph (3), in his absolute discretion, allocate to such candidate one of the prescribed symbols which may or may not be one of the three symbols specified in his application:

Provided that if a person is nominated as a candidate who has not made an application pursuant to this regulation the Chief Electoral Officer shall, subject to the provisions of paragraph (3), in his absolute discretion, allocate to such person one of the prescribed symbols which has not been allocated to any other candidate in the same constituency at that election.

(3) In exercising his absolute discretion under this regulation the Chief Electoral Officer shall have regard to any desire of which he is aware that candidates in the several constituencies who belong to the same political party or group should have allocated to them the same symbol in each constituency.

## SCHEDULE

(Regulation 7 (1) )



THE REPRESENTATION OF THE PEOPLE ACT

REGULATIONS  
(under section 104)

THE REPRESENTATION OF THE PEOPLE (HOURS FOR DETERMINING  
CLAIMS AND OBJECTIONS) REGULATIONS, 1965

(Made by the Minister on the 9th day of February, 1965)

L.N. 41/65  
Amd:  
L.N. 34/68  
95/68  
162/75

1. These Regulations may be cited as the Representation of the People (Hours for Determining Claims and Objections) Regulations, 1965.

2.—(1) The hours during which returning officers for the constituencies set out in Part I of the Schedule shall sit for the purpose of determining claims and objections shall be the hours between 12 noon and 7 o'clock in the evening on any day other than Sunday, Saturday or a public holiday. Schedule.

(2) The hours during which returning officers for the constituencies set out in Part II of the Schedule shall sit for the purpose of determining claims and objections shall be the hours between 12 noon and 7 o'clock in the evening on any day other than Sunday, Saturday or a public holiday.



**THE REPRESENTATION OF THE PEOPLE (HOURS FOR DETERMINING  
CLAIMS AND OBJECTIONS) REGULATIONS, 1965**

**SCHEDULE**

(Paragraph 2)

*Part I*

St. Andrew West-Rural  
St. Thomas Western  
St. Thomas Central  
St. Thomas Eastern  
Portland Eastern  
Portland Western  
St. Mary South-Eastern  
St. Mary Northern  
St. Mary Central  
St. Mary Western  
St. Ann North-Eastern  
St. Ann South-Eastern  
St. Ann South-Western  
Trelawny Northern  
Trelawny Southern  
St. James South-Eastern  
St. James Central  
Hanover Eastern  
Hanover Western  
Westmoreland North-Eastern  
Westmoreland South-Eastern  
St. Elizabeth South-Western  
St. Elizabeth North-Western  
St. Elizabeth North-Eastern  
St. Elizabeth South-Eastern  
Manchester Southern  
Manchester North-Western  
Manchester Central  
Manchester North-Eastern  
Clarendon North-Western  
Clarendon Northern  
Clarendon North-Central  
Clarendon Southern  
Clarendon South-Central  
St. Catherine Western  
St. Catherine Central  
St. Catherine Southern  
St. Catherine Northern  
St. Catherine Eastern

*Part II*

Kingston Western  
Kingston Central  
Kingston Eastern and Port Royal  
St. Andrew South-Western  
St. Andrew Northern  
St. Andrew West-Central  
St. Andrew East-Central  
St. Andrew Southern  
St. Andrew South-Eastern  
St. Andrew East-Rural  
St. Ann North-Western  
St. James North-Western  
Westmoreland Western  
Westmoreland Central

# THE REPRESENTATION OF THE PEOPLE ACT

## REGULATIONS (under section 104)

### THE REPRESENTATION OF THE PEOPLE (OFFICIAL LISTS) REGULATIONS, 1965

(Made by the Minister on the 28th day of September, 1965)

L.N. 267/65  
Amd:  
L.Nn. 408/69  
113A/80  
96/86

1. These Regulations may be cited as the Representation of the People (Official Lists) Regulations, 1965.

2. Every official list shall include at the end thereof the certificate of the Chief Electoral Officer in the form specified in the Schedule. Schedule

3. The Chief Electoral Officer shall cause to be printed not less than two hundred copies of the official list for each polling division.

4. So soon as the official list for any polling division has been printed the Chief Electoral Officer shall supply, free of cost—

- (a) four copies thereof to the member of the House of Representatives for the constituency within which such polling division falls;
- (b) four copies thereof to the representatives, in the constituency in which such polling division falls, of each political party that is entitled to appoint scrutineers under section 12 of the Act.

5. Subject to the provisions of regulation 4 the Chief Electoral Officer may supply to any person copies of any official list upon payment to him of such sum of money for each copy so supplied as he may from time to time determine.

6. So soon as the official list for any polling division has been printed copies of such list shall—

- (a) be displayed at such public places and in such public buildings in such polling division as the returning officer for the constituency within which such polling division falls may determine;

**THE REPRESENTATION OF THE PEOPLE (OFFICIAL LISTS)  
REGULATIONS, 1965**

- (b) be available for inspection by the public at the offices of the returning officer aforesaid and the Chief Electoral Officer.

**SCHEDULE (Regulation 2)**

**CERTIFICATE OF THE CHIEF ELECTORAL OFFICER**

I hereby certify that the above list of electors for polling division No.....of the constituency of.....has been prepared by me in accordance with the provisions of the Representation of the People Act.

Dated at Kingston this.....day of .....19.....

Chief Electoral Officer